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Attorneys for Defendant
THE BENCHMARK COMPANY, LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

| | | |
|---|---|---|
| BENCHMARK CAPITAL HOLDINGS CO., LLC, |) | CASE NO. 3:11-cv-04883 JCS |
| |) | |
| Plaintiff, |) | CERTIFICATE OF SERVICE OF: |
| |) | (1) Notice To Adverse Party And To |
| vs. |) | Superior Court Of Removal Of Action, |
| |) | And (2) Documents Provided by Court |
| THE BENCHMARK COMPANY, LLC, and |) | |
| DOES 1 through 10, |) | |
| |) | |
| Defendants. |) | |

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is: Gordon & Rees LLP, 275 Battery Street, Suite 2000, San Francisco, CA 94111. On October 4, 2011, I served the following document:

Notice to Adverse Party and To Superior Court of Removal of Action (copy without exhibit is attached hereto)

and on October 3, 2011 I served the following documents:

2. Order Setting Initial Case Management Conference and ADR Deadlines ("Order");

3. Welcome to the US District Court;
4. Notice of Assignment of Case to US Magistrate Judge for Trial - Judge Joseph Spero;
5. Consent to Proceed Before US Magistrate Judge;
6. Declination to Proceed Before US Magistrate Judge;
7. Notice Regarding Cameras in the Courtroom Pilot;
8. ECF Registration Information Handout;
9. Judge Spero's Standing Order re: Case Management Conference;
10. Civil Standing Orders for Magistrate Judge Joseph Spero (revised Nov. 15, 2010);
11. Notice of Rule Discontinuing Service by Mail;
12. Court's exhibit tag; and
13. Standing Order for All Judges of the Northern District of California - Contents of Joint Case Management Statement

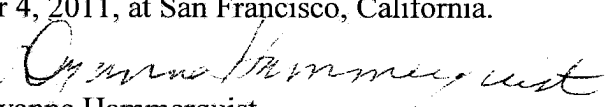
by placing the documents listed above in sealed envelopes with postage thereon fully prepaid, in United States mail in the State of California at San Francisco, addressed as set forth below:

Attorneys for Plaintiff

Claude M. Stern
Diane Doolittle
John P. Duchemin
Quinn Emanuel Urquhart & Sullivan, LLP
555 Twin Dolphin Drive, Fifth Floor
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I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct. Executed on October 4, 2011, at San Francisco, California.


/s/ Dyanne Hammerquist
Dyanne Hammerquist

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Attorneys for Defendant
THE BENCHMARK COMPANY, LLC

ENDORSED FILED
SAN MATEO COUNTY

OCT - 4 2011

Clerk of the Superior Court
By UNA FINAU
DEPUTY CLERK

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN MATEO – UNLIMITED JURISDICTION

BENCHMARK CAPITAL HOLDINGS CO.,
LLC,

Plaintiff,

vs.

THE BENCHMARK COMPANY, LLC, and
DOES 1 through 10,

Defendants.

CASE NO. CIV 507974

**NOTICE TO ADVERSE PARTY AND
TO SUPERIOR COURT OF REMOVAL
OF ACTION**

Complaint filed: August 26, 2011

TO PLAINTIFF BENCHMARK CAPITAL HOLDINGS CO., LLC AND TO
SUPERIOR COURT:

PLEASE TAKE NOTICE THAT Defendant The Benchmark Company, LLC, filed a
Notice of Removal of, and thereby removed, this action to the United States District Court for
the Northern District of California, on October 3, 2011, Case No. 11-4883, pursuant to 28 U.S.C.
sections 1332, 1441, and 1446. Attached to this notice as Exhibit A is a copy of the Notice of
Removal.

PLEASE TAKE FURTHER NOTICE, that pursuant to 28 U.S.C. section 1446(d), the
filing of this Notice shall effect removal and the State Court shall proceed no further unless and
until the case is remanded.

Dated: October 4, 2011

GORDON & REES LLP

By: Gordon I. Endow
Gordon I. Endow
Attorneys for Defendant
The Benchmark Company, LLC

NOTICE TO ADVERSE PARTY AND TO SUPERIOR COURT OF REMOVAL OF ACTION